

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION IX

75 Hawthorne Street San Francisco, CA 94105

SFUND RECORDS CTR
2061726

February 6, 2004 Via Federal Express

Zane K. Bolen, Area Manager, Superfund ExxonMobil Refining & Supply Co. for ExxonMobil Chemical Company 601 Jefferson Street, Room # 1220 Houston, TX 77002

Re: Omega Chemical Superfund Site Settlement Offer; Response Due May 7, 2004

Dear Zane K. Bolen:

Previously, the United States Environmental Protection Agency ("U.S. EPA") sent the person or entity identified above, or a predecessor (collectively referred to in this letter as "your company or organization") a De Minimis Notice Letter discussing the potential liability of your company or organization for the ongoing remediation of the Omega Chemical Superfund Site (the "Omega Site"). Those parties who may be responsible for the waste at Superfund sites are referred to as "potentially responsible parties" or "PRPs." PRPs include individuals, businesses, governmental agencies, and other types of organizations. You may be a PRP if you are:

- 1) a current owner or operator of the Omega Site;
- 2) the former owner or operator of the Omega Site during the period of waste disposal;
- 3) a party that arranged for the treatment, disposal, or transportation of hazardous substances to the Omega Site (a "generator"); or
- 4) a party that selected the Omega Site as a place to dispose of hazardous substances and who transported these substances to the Omega Site (referred to as "transporters").

The parties receiving this letter are all believed to be "generators" of wastes disposed at the Omega Site, and therefore "potentially responsible parties" at the Omega Site.

This letter is intended to offer your company or organization the opportunity to resolve its liability for waste that was disposed of at the Omega Site. The U.S. EPA is making this offer to your company or organization on very favorable terms, due to the comparatively small quantity of waste (referred to as a "de minimis" quantity) it is responsible for having contributed to the Omega Site.

# Settlement Cost Summary ExxonMobil Chemical Company for EXXON CHEMICAL CO.

The payment required to join this settlement will depend upon the settlement option chosen. Please see the offer letter and the enclosed memoranda and proposed Administrative Order on Consent for explanations of the settlement options and payment instructions. Do not enclose a check with your signature page; please wait until you receive a letter with payment instructions.

#### SETTLEMENT OPTIONS

ExxonMobil Chemical Company settlement payment is:

6.9421 tons x \$12,632 per ton =

\$87,692

If ExxonMobil Chemical Company joins the expedited settlement, it will receive a five **percent** (5%) **discount**, reducing its settlement cost to:

\$83,307

#### Omega De Minimis Administrative Order on Consent Signature Page

### ExxonMobil Chemical Company for EXXON CHEMICAL CO.

		_, by the
	[Respondent]	
-	authorized representative named, titled and signed below, hereby consents to ninistrative Order on Consent and agrees to be bound by the terms and conditions.	
BY:		
TITI	LE:	
DAT	TED:	
Mail	ling name and address for this Respondent, or for his, her or its agent for serv	ice of process:
NAM	ME:	
TITL	LE:	
ADD	DRESS:	
	TIONAL ENCLOSURES- Please check the appropriate box if you are file following optional applications:	ng either of
	Application for financial review to qualify for reduced payment (see note of page)	on following
	Application for volume review (see note on following page)	
-	u submit this signature page on time, and do not file either optional appl settlement payment will automatically be reduced by 5%. However, if y	

signature page on time with a completed application for volume review, and EPA approves

your application, your settlement payment will also be reduced by 5%.

NOTE REGARDING APPLICATION FOR FINANCIAL REVIEW TO QUALIFY FOR

**REDUCED PAYMENT:** If the Respondent chooses this option, Respondent must submit the signature page together with the required financial statements, supporting documents, and signed certification, as described in the Omega Site De Minimis Settlement Offer Letter and its enclosures. If the Respondent provides these materials, the Respondent will have 14 days in which to withdraw the signature page after the U.S. EPA notifies Respondent of the result of the U.S. EPA's financial review.

NOTE REGARDING APPLICATION FOR VOLUME REVIEW: If the Respondent chooses this option, Respondent must submit the signature page together with the required review form, copies of relevant manifests, other supporting documents, and the Respondent's signed certification, as described in the Omega Site De Minimis Settlement Offer Letter and its enclosures. If the Respondent provides these materials, the Respondent will have 14 days in which to withdraw the signature page after the U.S. EPA notifies Respondent of the result of the U.S. EPA's volume review.

generator_name	EXXON CHEMICAL CO.
lc_name:	ExxonMobil Chemical Company
lc_calc_volume:	6.9421 tons
manifest_number	manifest_quantity_ton
87967596	0.2919 tons
88068713	0.2 tons
88271841	0.9 tons
88531028	0.68805 tons
88599196	2.2935 tons
88677511	0.1251 tons
89635566	0.15 tons
89662557	0.22935 tons
90658232	2.06415 tons

Wednesday, February 04, 2004

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State of Calcomia—Hs. and Welfare Apency
Form Approved OMB No. 2050—0039 (Expires 9-30-88). Toxic Substances Control Division

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State of California—Heat; and Wellers Agency
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#### See Instructio ... on Back of Page 6 and Front of Page 7

Department of Health Services
Toxic Substances Control Division
Sacramento, California

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		3. Generator's Name and Mailing Address CHEMICA) COMPANY P. V. E. V. L. 1857	A. State Manifest Ed	88599196
		4. Generator's Phone (803 5 39 - 303)	B. State Generators	1-1007119191
2-7550	A CONTRACTOR	5. Transporter 1 Company Name 8. US EPA 1D Number KEN BAULOS SERVICE CADDIR 2 1 189911	C. State Transporter D. Transporter's Pho	
300-85		7. Transporter 2 Company Name 8. US EPA ID Number	E. State Transporter  F. Transporter's Pho	
CALL 1-800-852-7550		9. Dasignated Facility Name and Site Address 10. US EPA 10 Number 0 MEGA CHEMICAI RECOVERY 12504 E. Whiteer Givo.	G. State Facility's ID	
တန္န		Mittier, CA 90602 KIAD 04312415/0101	800 85 Mainers 13. Total	3-8886
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IONAL		15. Special Handling Instructions and Additional Information		
THE NATIONAL		CARO "C" REGION		
LL, CALL		16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and and are classified, packed, marked, and labeled, and are in all respects in 9, oper condition for transport		
TIIdS HO		national government regulations.  If I am a large quantity generator. I certify that I have a program in place to reduce the volume and toxic to be economically practicable and that I have selected the practicable method of treatment, storage, or present and future threat to human health and the environment; OR, if I am a small quantity generator, if	ly of waste generated to disposal currently avail	o the degree I have determined lable to me which minimizes the
EMERGENCY	Arrest Comments	generation and select the best waste management method that is available to me and that I can afford.  Printed/Typed Name  Signature		Month Day Year
,	T R	17. Transporter 1 Acknowledgement of Receipt of Materials	<u> </u>	7
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	3. Generator's Name and Melling Address EXXON CHEMICAL COMPANY 3240 PATTON WAY, BOX 1854 BAKERSFIELD, CALIFORNIA 93308 4 Generator's Phone (805) 589-3081	A. 81	ate Manifest Docu	<u>90</u>	658232					
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	9 Designated Facility Name and Site Address OMEGA CHEMICAL SERVICES 12504 EAST WHITTIER BLVD. WHITTIER, CALIFORNIA 90602	10 US EPA 10 Nort		·-C	16 Facility a 10 16 10 10 14 13 18 10 16 16 16 16 16 16 16 16 16 16 16 16 16	12.5	J5001/1			
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	GENERATOR'S CERTIFICATION I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified packed marked and labeled and are in all respects in proper condition for transport by highway according to applicable international and national government regulations									
	If I am a large quantity generator, I certify that I have a proto be economicsly practicable and that I have selected it present and future threat to human health and the environ generation and select the best waste management metho-	ne practicable method of treatmoment. OR if I am a small quantit	ent storage or o y generator the	lisposat	currently available	to me v	which minimizes the			
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Delivered to: **Delivery date:** 

February 9, 2004

Delivery time:

0852

number:

601 JEFFERSON 800

Shipper reference 06-5026-01-0506-000

640808390709 Tracking number:

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Recipient:

MR. ZANE K. BOLEN, AREA MANAGE EXXONMOBIL REFINING & SUPPLY C 601 JEFFERSON STREET, ROO

HOUSTON, TX 77002

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